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DATE: June 8, 2006

TO: Examiner Christopher L. Chin  
TC Art Unit: 1641

Fax No.: (571) 273 8300

FROM: Holliday C. Heine, Ph.D.

No. of pages transmitted  
(including this page): 21

Our File: MBP-009XX

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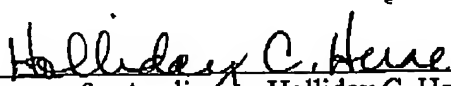
Your Ref:

Sent by: Tanya

Application No. 10/049,975

Filed Date: October 1, 2002

Confirmation No.: 6238

A confirmation copy of this transmission will not be mailed unless the following is checked: ☐  
MESSAGEPLEASE DELIVER DIRECTLY TO:  
EXAMINER Christopher L. Chin, Tel. (571) 272-0815  
TC ART UNIT NO: 1641**FOR ENTRY**Enclosed for filing please find a: Amendment Transmittal letter, an Amendment and  
Attachments A, B, C and D.The Commissioner is hereby authorized to Charge Deposit Account No. 23-0804 for any additional  
filing fees associated with this communication or credit any overpayment.  
\_\_\_\_\_  
Attorney for Applicant: Holliday C. Heine, Ph.D.  
Registration No. 34,346

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THIS MESSAGE MAY CONTAIN CONFIDENTIAL OR PRIVILEGED INFORMATION INTENDED ONLY  
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Application No.: 10/049,975  
 Filed: October 1, 2002  
 TC Art Unit: 1641  
 Confirmation No.: 6238

Rev 07/05

WEINGARTEN, SCHURGIN, GAGNEBIN &amp; LEBOVICI LLP

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JUN 08 2006

Via Facsimile

COMMISSIONER FOR PATENTS

P.O. Box 1450

Alexandria, VA 22313-1450

Date: June 8, 2006

Attorney

Docket No.: MBP-009XX

Sir:

In re application of: Manfred Schawaller et al.

Entitled: METHOD FOR THE DETERMINATION OF SUBSTANCES USING THE  
 EVANESCENCE FIELD METHOD

Transmitted herewith is an Election and Response to Office Action in the above-identified application. The following checked items are applicable:

- ☐ This is a Request for Continued Examination under §1.114; authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of same (\$ ) per §1.17(e).  
☐ Enter the unentered amendment previously filed on per §1.116.
- ☐ A Petition for Extension of Time for month is hereby made under §1.136(a); authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of same (\$ ) per §1.17.
- ☒ In the event a Petition for Extension of Time is required by this paper and not otherwise provided, such Petition is hereby made and authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of such extension.
- ☒ Other: Attachments A, B, C and D

CLAIMS AFTER AMENDMENT:	MINUS PRIOR PAID CLAIMS:	EQUALS PRESENT EXTRA CLAIMS:	RATE:	ADDITIONAL FEE:
Independent	1 - 3	= 0	x \$200.00 =	0
Total	29 - 35	= 0	x \$ 50.00 =	0
[ ] Multiple Dependent Claims (1st presentation)			+ \$360.00 =	0
SUBTOTAL ADDITIONAL FEE				0
Small Entity filing, divide by 2. Small Entity status must be asserted.				-
TOTAL ADDITIONAL FEE				0

- ☒ No additional fee. ☐ The fee has been calculated above; authorization is provided herewith to charge Deposit Account No. 23-0804 (\$ ) for the cost of same.

- ☒ The Commissioner is hereby authorized to charge payment of any additional filing fees under §1.16 associated with this communication or credit any overpayment to Deposit Account No. 23-0804.

I hereby certify that this correspondence is being sent via facsimile to Examiner Christopher L. Chin, TC Art Unit 1641, Fax No. (571) 273 8300, on June 8, 2006.

Holliday C. Heine  
 Attorney of Record: Holliday C. Heine, Ph.D.  
 Registration No.: 34,346

HCH/trb/337403

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JUN 08 2006

PATENT

Rev 09/05

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application : MANFRED SCHAWALLER, ET AL.  
Application No. : 10/049,975  
Filed : October 1, 2002  
Confirmation No. : 6238  
For : METHOD FOR THE DETERMINATION OF SUBSTANCES  
USING THE EVANESCENCE FIELD METHOD  
Examiner : Christopher L. Chin  
Attorney's Docket : MBP-009XX

TC Art Unit: 1641

\*\*\*\*\*  
I hereby certify that this correspondence is being sent via facsimile to  
Examiner Christopher L. Chin, TC Art Unit 1641, Fax No. (571) 273 8300,  
on June 8, 2006.

By: Holliday C. Heine  
Holliday C. Heine, Ph.D.  
Registration No. 34,346  
Attorney for Applicant(s)

\*\*\*\*\*

AMENDMENT

Via Facsimile  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Office Action dated March 8, 2006, please  
amend the above-identified application as follows.

WEINCARTEN, SCHURGIN,  
GAGNEBIN & LEDOVICI LLP  
TEL. (617) 542-2290  
FAX (617) 451-0313